

Pursuant to Fed .R. App. P. 3 and 4, defendant Life Insurance Company of North America (“LINA”) gives notice of its appeal to the United States Court of Appeals for the Tenth Circuit from: (a) the Order on Review of Decision to Terminate Long-Term Disability Benefits, Reversing Decision and Reinstating Benefits entered by the District Court on September 6, 2012 (ECF No. 35), (b) the final judgment entered by the District Court on September 6, 2012 (ECF No. 36), and (c) all other underlying orders and rulings adverse to LINA.

Dated this 5th day of October, 2012.

Respectfully submitted,

s/ Jack M. Englert, Jr.

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CERTIFICATE OF SERVICE

I hereby certify that on October 5, 2012, I have caused to be electronically filed the foregoing with the Clerk of Court using CM/ECF system which will send notification of such filing to the following e-mail addresses:

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/s/ Jack M. Englert, Jr.

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